



1615/ISW

Attorney Docket No. P70055US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: MUELLER et al.

Serial No. 10/506,423

Group Art Unit: 1615

Filed: September 2, 2004

For: USE OF UBIQUINONES FOR INFLUENCING HISTAMINE ACTIVITY

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure, Applicants submit herewith a copy of the international search report of record in the subject application, PTO Form 1449, which lists the references cited in the ISR, and the required copies of the cited references (which were provided with the search report by the International Examination Authority), as required under PTO Rules. Relevance of the cited references is indicated in the (attached) international search report; however, there is an apparent error in the identity of one of the references as cited, which needs to be brought to the examiner's attention.

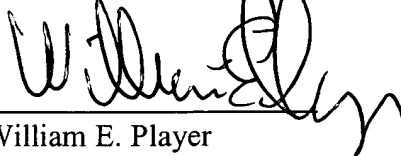
Applicants believe that an error was made in naming the reference having "XP" number XP008020324. In the search report the reference identified with this XP number is an article by Y. Sagawa appearing in the periodical *Japanese Journal of Chest Diseases*. No reference corresponding to this periodical article was provided with the search report; however, the searching authority did provide a copy of Fujimoto, et al., which has the same "XP" number found in the search report (discussed above). Moreover, the search report refers to a specific passage in the reference, i.e., "S165, column 2, paragraph 5," which is readily found in Fujimoto et al., but which would not be found, apparently, in Sagawa, because it does not have a page 165 (it runs from pages 774-782 of the particular periodical issue). Accordingly, Fujimoto et al. appears to be the reference cited in the international search report and it is listed in the (attached) Form PTO 1449, accordingly.

This paper is being filed before first action on the merits or within three months of the application filing date or date of entry into the national stage. Accordingly, no fee is required. Should a fee be required, please charge it to Deposit Account No. 06-1358.

Respectfully submitted,

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WEP/bad

Sheet 1 of 1

FORM PTO 1449 (modified)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICELIST OF REFERENCES CITED BY APPLICANT(S)  
(Use several sheets if necessary)

Attorney Docket - P70055US0

Application No. - 10/506,423

Applicant - MUELLER et al.

Filing Date - September 2, 2004

## U.S. PATENT DOCUMENTS

Examiner <sup>†</sup>	Ref. #	Document No.	Publication Date	Patentee/Applicant Name
		5,891,469	4/6/99	Amselem
		5,660,835	8/26/97	Nyce
		6,197,349 B1	3/6/01	Westesen et al.

## FOREIGN PATENT DOCUMENTS

	Country	Document No.	Abstract	Publication Date	Patentee/Applicant Name
	JP	57128624	<input checked="" type="checkbox"/>	8/10/82	Yoshitaka et al.
			<input type="checkbox"/>		
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			<input type="checkbox"/>		

## NON-PATENT DOCUMENTS

Examiner <sup>†</sup>	Ref. #	Author (in CAPITAL LETTERS), Title, Book or Periodical, Volume, Date, Pages)
		Fujimoto et al. "Effects of coenzyme Q <sub>10</sub> administration on pulmonary function and exercise performance in patients with chronic lung diseases." Clin Investig 71 (1993), S162-S166.
		Gazdik et al. "Decreased level of coenzyme Q <sub>10</sub> in patients with bronchial asthma." Allergy 57 (2002), 811-14.
		Ye et al. "A modified determination of coenzyme Q <sub>10</sub> in human blood and CoQ <sub>10</sub> blood levels in diverse patients with allergies." BioFactors 1:4 (1988), 303-306.

Examiner Signature

Date Considered

<sup>†</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.